

CITY COUNCIL
CITY OF WICHITA
KANSAS

City Council Meeting
9:00 A.M., March 8, 2005

City Council Chambers
455 North Main

ORDER OF BUSINESS

- Call to Order
 - Invocation
 - Pledge of Allegiance
 - Approve the minutes of the March 1, 2005 meeting
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AWARDS AND PROCLAMATIONS

- Proclamations
 - Distinguished Service Citations.
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CONSENT AGENDA

1. Report of the Board of Bids and Contracts Dated March 7, 2005.

RECOMMENDED ACTION: Receive and file report; approve Contracts;
authorize necessary signatures.

2. Application for Licenses.

Renewal – Escort Service

Sonja Barnes

Class Act Production

209 South Washington

RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

3. Applications for Licenses to Retail Cereal Malt Beverages:

<u>New Operator</u>	<u>2005</u>	<u>(Consumption on Premises)</u>
Ian Thy Ta	Kim H Wong*	1015 North Broadway
<u>New Operator</u>	<u>2005</u>	<u>(Consumption off Premises)</u>
Hong Vo	Maple Corner	10409 West Maple

*General/Restaurant - 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

4. Preliminary Estimates:

- a) Planeview Grant Funded Sanitary Sewer Reconstruction Phase 3 - along 29th Street North from St. Francis to Ohio. (468-83923/620378/663499) Traffic to be maintained during construction using flagpersons and barricades. (District III) - \$298,000
- b) Lateral 273, Main 5, Sanitary Sewer #22 to serve an Unplatted Tract located north of 8th, west of Hoover (468-83939/744103/480791) Traffic to be maintained during construction using flagpersons and barricades. (District VI) - \$22,500
- c) Lateral 505 Southwest Interceptor Sewer to serve Angel Fire Addition - north of 47th Street South, east of West Street. (468-83932/744104/480792) Does not affect existing traffic. (District IV) - \$48,000
- d) Water distribution system to serve Angel Fire Addition - north of 47th Street South, east of West Street. (448-90024/735235/470906) Does not affect existing traffic. (District IV) - \$37,000
- e) Water distribution system to serve Copper Gate Estates Addition - south of 13th Street North, both sides of 135th Street West. (448-89757/735214/470884) Does not affect existing traffic. (District V) - \$118,000
- f) Water distribution system to serve The Fairmont 3rd Addition - north of 21st Street North, west of 127th Street East. (448-90027/735231/470902) Does not affect existing traffic. (District II) - \$54,000
- g) Peregrine from the south line of said addition to the north line of Lot 1, Block 7; Kite and Blackhawk from the south line of Lot 12, Block 3 to the west line of Lot 1, Block 3; Kite Circle adjacent to Lots 15 thru 18, Block 1 and Lots 1 and 2, Block 4; Sidewalk along one side of Peregrine, Kite and Blackhawk; a temporary cul-de-sac to be installed at the south end of Peregrine to serve Falcon Falls Addition - south of 53rd Street North, west of Hillside. (472-83689/765924/490037) Does not affect existing traffic. (District I) - \$360,000

(Item 4 continued)

- h. Jewell from the east line of the plat to the west line of Lot 8, Block B; Grant, from the east line of the plat to the west line of Lot 1, Block D; Rogers Lane from the south line of Grant, south and west to the west line of Lot 16, Block A; Jewell Court (Lots 1 through 8, Block B) from the north line of Jewell, north to and including the cul-de-sac; Jewell Court (Lots 48 through 60, Block E), from the south line of Jewell, south to and including the cul-de-sac; Grant Court (Lots 1 thru 13, Block E), from the north line of Grant, north to and including the cul-de-sac; Grant Court (Lots 1 thru 10, Block A), from the south line of Grant, south to and including the cul-de-sac; Rogers Circle from the north line of Grant, north to and including the cul-de-sac; Sidewalk along one side of Jewell, Grant, and Rogers Lane to serve Turkey Creek Addition - north of Pawnee, west of 119th Street West. (472-84028/765899/490012) Does not affect existing traffic. (District IV) - \$595,000
- i) Storm Water Drain #248 to serve The Fairmont 3rd Addition - north of 21st Street North, west of 127th Street East. (468-83936/751388/485279) Does not affect existing traffic. (District II) - \$234,840
- j) 2005 Contract Maintenance Asphalt Street Repairs and Quickset Slurry Seal, Phase 1 - north of Kellogg, west of Rock Road. (472-84150/132718/) Traffic to be maintained during construction using flagpersons and barricades. (Districts I, V, VI) - \$609,818
- k) University Avenue for a street widening for the eastbound lanes of University Avenue from approximately two hundred feet east of the intersection with Ridge Road to Ridge Road to serve University & Ridge Addition - south of Maple, east of Ridge. (472-83894/765838/490949) Does not affect existing traffic. (District V) - \$40,000
- l) 45th Street South from the east line of Lot 11, Block B, east to the east line of Leonine; Leonine from the north line of 45th Street South, south to the north line of Lot 18, Block C; 45th Street South Court from the south line of 45th Street South, south to and including the cul-de-sac; Sidewalk on one side of 45th Street South and Leonine to serve Angel Fire Addition - north of 47th Street South, east of West Street. (472-84126/765922/490035) Does not affect existing traffic. (District IV) - \$157,000
- m) Lateral 8, Main 14 Southwest Interceptor Sewer to serve Chance Industrial Park Second Addition - south of Kellogg, west of West Street. (468-82194/744089/480777) Does not affect existing traffic. (District IV) - \$81,600
- n) Storm Water Drain #196 to serve Copper Gate Estates Addition - south of 13th Street North, west of 135th Street West. (468-83558/751378/485269) Does not affect existing traffic. (District V) - \$413,000
- o) Founders Circle from the north line of Lot 1, Block 1, Wichita Clinic Addition to and including the cul-de-sac; Sidewalk on the west side of Founders Circle from the north line of Lot 1, Block 1 to the cul-de-sac to serve Wichita Clinic Addition - south of 21st Street North, east of K-96. (472-83893/765911/490024) Does not affect existing traffic. (District II) - \$321,000

RECOMMENDED ACTION: Approve and file.

5. Petitions for Public Improvements:

- a) Paving improvements for Prairie Pond Plaza Addition, north of Kellogg, east of 143rd Street East. (District II)
- b) Construct a storm water drain in Avalon Park Second Addition, north of 37th Street North, east of Tyler. (District V)
- c) Construct a frontage road on the south side of Kellogg, from Wiedemann Street to approximately 1,200 Feet east of Wiedemann Street, south of Kellogg, between Webb and Greenwich. (District II)
- d) Sanitary sewer and water distribution system improvements to serve Evergreen Addition, north of 21st Street, west of Maize. (District V)

RECOMMENDED ACTION: Approve Petitions; adopt Resolutions.

6. Consideration of Street Closures/Uses.

2005 Aide Walk – in and around Central Riverside Park.

- Nims – from West Murdock to Stackman
- Stackman – from West Murdock to Nims

RECOMMENDED ACTION: Approve the request subject to: (1) Event Sponsors notifying every property and/or business adjoining any portion of the closed street; (2) Coordination of event arrangements with City Staff; (3) Hiring off-duty public safety officers as required by the Police Department; (4) Obtaining barricades to close the streets in accordance with requirements of Police, Fire and Public Works Department; (5) Submitting a Certificate of Insurance evidencing general liability insurance which covers the event and its related activities, including the naming of the City as an additional insured with respect to the event's use of the closed City as an additional insured with respect to the event's use of the closed City streets.

7. Contracts & Agreements for February 2005.

RECOMMENDED ACTION: Receive and file report.

8. Report on Claims Allowed – January 2005:

<u>Name of Claimant</u>	<u>Amount</u>
Aquila, Inc. (aka Peoples Natural Gas)	\$241.56
Laffoon, Todd	\$464.10

RECOMMENDED ACTION: Receive and file.

9. Agreements/Contracts:

- a) Equus Beds Aquifer Storage and Recovery Project. (Phase 1) – Supplemental.
- b) Respread assessments: Copper Gate North Addition, north and south of 13th Street North, east of 135th Street West. (District V)
- c) KDOT Grant Agreement-International Trade Processing Center.
- d) Street Resurfacing Project on US-54/US-400 Kellogg, from 119th Street West to Lark Lane. (Districts IV & V)
- e) Approval of Forgivable Loan Agreement for Honeywell. (District IV)
- f) Extension of Purchase of Service Agreement with Kansas Department of Social and Rehabilitation Services SRS.

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

10. Property Acquisition:

- a) A portion of the abandoned Union Pacific Rail Corridor for the Midtown Greenway. (District VI)
- b) 2146 George Washington Blvd. for the Dry Creek Basin Property Acquisition Project. (District III)
- c) A portion of 115-135 South Hillside: Hillside Kellogg to Central. (District II)
- d) Part of 2412 West Pawnee Meridian Improvement Project from 31st South to Pawnee. (District IV)
- e) 3816 East Mt. Vernon for the Dry Creek Basin Property Acquisition Project. (District III)

RECOMMENDED ACTION: Approve budgets and Contracts; authorize necessary signatures.

11. Acquisition of land. (District V)

RECOMMENDED ACTION: Approve the exercise of the option and authorize the necessary signatures.

12. Automatic Meter Reading Installations.

RECOMMENDED ACTION: Concur with the completion of the meter change out and AMR installation project during 2005.

13. Lattner Foundation Grant Application for WATER Center Education Exhibits.

RECOMMENDED ACTION: Approve the grant application; the grant award and authorize the necessary signatures.

14. Amendment of Industrial Revenue Bond Documents, Airtechnics, Inc. (District II)

RECOMMENDED ACTION: Approve the amendments and place the Ordinances on first reading.

15. Extension of Letter of Intent for Tax-Exempt Industrial Revenue Bonds, Calvary Towers Apartments. (District I)

RECOMMENDED ACTION: Approve the extension of the Letter of Intent to MHRS for Industrial Revenue Bonds in an amount not-to-exceed \$3,800,000 for a period ending December 31, 2005.

16. Contract with Wichita State University, Self-Help Network, not to exceed \$110,086 for Community Development Corporation Education and Development.

RECOMMENDED ACTION: 1) Approve sole source selection of the Wichita State University Self-Help Network for Community Development Corporation education and development; 2) authorize staff to negotiate a not-to-exceed contract of \$110, 086; and 3) authorize the appropriate signatures.

17. Second Reading Ordinances: (First read March 1, 2005)

a) Meridian Improvement, between 31st Street South and Pawnee. (District IV)

An Ordinance declaring meridian, between 31st Street South and Pawnee (472-84175) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of same.

b) Oliver Street bridge at Gypsum Creek Improvement. (District III)

An Ordinance declaring the Oliver Street Bridge at Gypsum Creek (472-84184) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of same.

(Item 17 continued)

- c) ZON2003-61 - west of 135th Street West and on the north side of Kellogg. (District V)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210. (ZON2003-61)

- d) (ZON 2004-50) - east of Meridian and south of 37th Street North. (District VI)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210. (ZON2004-50)

- e) DR2004-00009 – Adoption of Proposed Rezoning for Certain Properties in the Midtown Neighborhood. Generally located south of 18th Street, west of Santa Fe, north of Murdock, and east of the Little Arkansas River (District VI).

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by section 28.04.010, as amended.

PAVING PROJECTS

- a) (490-752/472-83250)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of CONSTRUCTING A PEDESTRIAN WALKWAY & WATER & SANITARY SEWER SERVICE LINES (On Mead, between Douglas & 1st Street).

- b) (490-935/472-83385)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING MILSTEAD, MILSTEAD CT., LOTUS & SIDEWALK (East of 119th St. West, North of Pawnee).

- c) (490-945/472-83455)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING WAWONA (East of K-96, South of 21st Street).

- d) (490-828/472-83474)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING SEDGWICK, ATHENIAN, CHARLES, ST. CLAIR, DELAWARE, 54th St. N., 56th St. N., & 57th St. N. (North of 53rd St. N., East of Meridian).

- e) (490-829/472-83478)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING JOANN (North of Central, South of Zoo Boulevard).

(Item 17 continued)

f) (490-887/472-83637)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING PECKHAM, PECKHAM COURT & SIDEWALK (East of 127th St. E, North of 21st Street).

g) (490-940/472-83638)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING PECKHAM, MAINSGATE CIRCLE & SIDEWALK (North of 21st, East of 127th Street East).

h) (490-888/472-83647)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING CAMDEN CHASE & SIDEWALK (North of 21st, East of 127th Street East).

i) (490-959/472-83716)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING BRACKEN CIRCLE & ZIMMERLY COURT (South of Lincoln, West of 127th Street East).

j) (490-913/472-83772)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING NORTHWIND, NORTHWIND CIR., HAZELWOOD, NORTHSHORE CIR., NORTHWIND CT., & SIDEWALK (East of Ridge, North of 29th Street North).

k) (490-947/472-83782)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING PARKDALE, BRISTLE CONE, BRISTLE CONE CIRCLE, LANTANA, LANTANA COURT & SIDEWALK (South of 29th Street North, West of Maize).

l) (490-973/472-83789)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING RED FOX CIRCLE (North of 29th Street North, Between Maize & Tyler).

m) (490-933/472-83848)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING ANDREA, ANDREA CT. & TARA FALLS CT. (East of Greenwich, South of Harry).

(Item 17 continued)

n) (490-942/472-83860)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING 27th STREET SOUTH (North of 31st Street South, West of Seneca).

o) (490-946/472-83892)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING ST. PAUL, ST. PAUL COURT & SIDEWALK (West of Meridian, South of MacArthur).

p) (490-952/472-83930)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING AUBURN HILLS, MONTEREY, OCALA, AUBURN HILLS CT. & SIDEWALK (West of 135th Street West, North of Kellogg).

q) (490-955/472-83937)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING 20th STREET (South of 21st Street North, East of Webb Road).

r) (490-970/472-83954)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of CONSTRUCTING A TRAFFIC SIGNAL ON 21st STREET NORTH (North of 21st, West of Greenwich).

s) (490-971/472-83956)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING MAIZE CT. & HAMMERHEAD CUL-DE-SAC (West of Maize, South of Pawnee).

t) (490-969/472-83957)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of CONSTRUCTING A TRAFFIC SIGNAL AT THE INTERSECTION OF MAIZE ROAD & CENTRAL PARK STREET (North of 21st, West of Maize).

u) (490-976/472-83968)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING GLENWOOD CIRCLE (East of 127th Street East, South of 21st).

RECOMMENDED ACTION: Adopt Ordinances.

UNFINISHED BUSINESS

18. Reintegration of Offenders.

RECOMMENDED ACTION: Approve the pilot project; authorize staff to work the Kansas Department of Corrections and Sedgwick County to determine the extent and scope of the City's involvement in this project.

19. Central Rail Corridor Improvement. (District VI)

RECOMMENDED ACTION: Award the construction contract, adopt the resolution, approve the supplemental agreements, approve the access agreement, approve the access easement, authorize the budget adjustment and authorize the signing of State/Federal agreements as required.

20. Impounding vehicles, emergency wrecker service procedures and private, towing regulations.
(Deferred March 1, 2005)

Ordinance Amendments Sections 11.52.020, relating to impounding of vehicles; and Sections 3.49.030, 3.49.040, 3.49.070, 3.49.130, 3.49.140 and 3.49.170 regarding Emergency Wrecker Service Procedures. An ordinance creating Sections 11.99.010, 11.99.020, 11.99.030, 11.99.040 and 11.99.050 pertaining to private towing regulations.

RECOMMENDED ACTION: Adopt the ordinance.

20a. Ordinance amendments, Sections 11.97.020 and 11.97.030, relating to impounding vehicles.

RECOMMENDED ACTION: Declare an emergency and enact the Ordinance amendments.

NEW BUSINESS

(9:30 a.m. or soon thereafter)

21. Repair or Removal of Dangerous & Unsafe Structures. (District III)

On January 25, 2005, a report was submitted with respect to the dangerous and unsafe conditions on the property listed below.

Address:

a. 1535 East Pawnee

District:

III

RECOMMENDED ACTION: Close the public hearing; adopt the resolution Declaring the building a dangerous and unsafe Structure, and accept the BCSA recommended Action to proceed with condemnation allowing 10 days to start demolition and 10 days to complete removal of the structure. Any extensions of time granted to repair the structure would be contingent on the following: (1) all taxes have been paid to date, as of March 8, 2005; (2) the structure has been secured as of March 8, 2005 and will continue to be kept secured; and (3) the premises are mowed and free of debris as of March 8, 2005 and will be so maintained during renovation.

22. Current Refunding of Water and Sewer Utility Revenue Bonds, Series 2005A Advanced Refunding of Water and Sewer Utility Revenue Bonds, Series 2005B.

The City is planning to offer for sale two series of refunding revenue bonds totaling approximately \$85,000,000. The pricing of the bonds is anticipated to occur at the beginning of April and will be priced based on favorable market conditions.

RECOMMENDED ACTION: Authorize Springsted to perform financial advisory services for the City and authorize the resolution of intent.

23. Special Assessments Hardship Deferral Program.

Section 2.24.075 of the City Code establishes the eligibility requirements for deferral of special assessments. Under existing City Code, eligibility is based on income guidelines or because the land is used primarily for agricultural purposes. The City's current guidelines require revisions to more accurately define eligibility qualifications for homeowners who wish to receive a hardship deferral for their special assessments.

RECOMMENDED ACTION: Amend City Code 2.24.075 and approve the first reading of the Ordinance.

24. Park Facilities Renovation.

The Park and Recreation Department has a number of existing facilities and park amenities that are aging and in need of renovation. This project has been initiated each year since 2001 and has resulted in significant improvements in all Parks, Recreation Centers and Park Shelters.

RECOMMENDED ACTION: Approve the bonding resolution; authorize initiation of the project and authorize the necessary signatures.

25. 29th Street North Improvement, from 119th Street West to Maize. (District V)

The 2004-2013 Capital Improvement Program adopted by the City Council includes a project to improve 29th Street North, from 119th Street West to Maize.

RECOMMENDED ACTION: Approve the project; place the Ordinance on first Reading and authorize the signing of State/Federal agreements as required.

26. 37th Street North Improvement from Tyler to Ridge and replacement of bridge located 1,300 feet west of Ridge. (District V)

The 2004-2013 Capital Improvement Program adopted by the City Council includes projects to improve 37th Street North, from Tyler to Ridge and replace the bridge on this section of the road.

RECOMMENDED ACTION: Approve the projects; place the ordinances on first reading and authorize the signing of State/Federal agreements as required.

27. Century II Expansion and Modernization Study. (District I)

Century II is 35 years old and the Bob Brown Expo Hall addition, is 18 years old. These facilities have served the community well, but modernization is needed, both functionally and aesthetically. On March 19, 2002, the City Council approved a contract with HVS Convention Sports and Entertainment Facilities Consulting.

RECOMMENDED ACTION: Approve the amended contract, approve the reallocation of \$55,000 from the existing CIP Project and authorize the necessary signatures.

28. Public Hearing on Proposed Assessments for Twenty-five (25) Water Projects, Twenty (20) Sewer Projects, and Seventeen (17) Storm Water Projects in July 2005 Bond Sale Series 782.

The City Council was notified on February 8, 2005, that the proposed assessment rolls were on file for public inspection in the Department of Finance.

RECOMMENDED ACTION: Close the Public Hearing; approve the proposed assessments and place the ordinance on first reading.

29. 2005-2006 HUD Combined Allocations/One Year Action Plan. (Districts I, III, IV & VI)

On November 2, 2004, the City Council established funding allocation amounts for CDBG, HOME and ESG programs and services. The City Council-appointed Grants Review Committee (GRC) held a public hearing on January 25, 2005 to provide an opportunity for the public to address the Committee regarding housing and community development needs (CDBG), HOME and ESG funding.

RECOMMENDED ACTION: 1) Approve funding allocations for the City's 2005/2006 HUD Consolidated Plan Combined Application; 2) Designate use and allocations for \$547,654 CDBG Neighborhood Stabilization funding; 3) Approve \$100,000 for the Rental Housing Loan Program; 4) Approve \$16,000 to the Urban League for the Fair Housing Initiatives; 5) Approve the Request for Proposals service/programs; 6) Approve the \$50,000 increase for Summer Youth Employment program; 7) Approve the \$44,033 increase for Women's Services; 8) Approve the use of ADDI funds and the reductions HOME Operating Funds for CHDOs and the Housing Development Loan Program; 9) Approve the reduced amount in HOME Administration; 10) Approve Grants Review Committee's recommendations on HOME CHDO funding; 11) Approve Grants Review Committee's recommendations on Emergency Shelter Grant funding and 12) Authorize preparation of the One-Year Action Plan.

30. Agreement between City of Wichita and Burlington Northern and Santa Fe (BNSF) Railroad regarding Railbanking of BNSF's Corridor in east Wichita.

The BNSF Railroad identified 11 miles of rail corridor for abandonment from 13th and Washington to the Sedgwick-Butler County Line (159th Street). The City of Wichita completed a study in January 2002 to examine options for the use of the corridor upon the ceasing of rail operations.

RECOMMENDED ACTION: Authorize the Planning Director to sign the Railbanking and Donation Contract and to close the Agreement with BNSF on behalf of the City of Wichita of Wichita.

31. Justice Assistance Grant.

The City of Wichita Police Department and Sedgwick County Sheriff's Office have received notification they are eligible to receive 2005 Justice Assistance Grant (JAG) funding. The City of Wichita and Sedgwick County are eligible for a total of \$407,776 in federal funding to be shared equally at \$203,888 each.

RECOMMENDED ACTION: Approve the application and authorize the necessary signatures.

32. Mid American All-Indian Center Financial Loan. (District VI)

On December 31, 2004, the Board of Trustees made the decision to temporarily close the facility doors and layoff the center's staff. Since that time, City staff has been working with the Board to determine their current financial status by reviewing the outstanding debts and obligations that exist, preparation of a restructuring plan and operational budget for 2005.

RECOMMENDED ACTION: Approve both the agreement and the financial loan of \$175,000 to the MAAIC Board of Trustees.

CITY COUNCIL

33. Board Appointments.

RECOMMENDED ACTION: Make the appointments.

Adjournment

Workshop to follow